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Seth Ravin*

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

RIMINI STREET, INC., a Nevada corporation;  
Plaintiff,

Case No 2:14-cv-01699 LRH CWH

ORACLE INTERNATIONAL CORPORATION,  
a California corporation, and ORACLE  
AMERICA, INC., a Delaware  
corporation

**JOINT STIPULATION OF  
CORRECTED DOCUMENT AND  
[PROPOSED] ORDER TO CORRECT  
THE RECORD, NUNC PRO TUNC**

## Defendants.

ORACLE AMERICA, INC., a Delaware corporation; and ORACLE INTERNATIONAL CORPORATION, a California corporation,

## Counterclaimants,

v.  
RIMINI STREET, INC., a Nevada corporation;  
SETH RAVIN, an individual,

#### Counterdefendants.

Plaintiff and Counterdefendant Rimini Street, Inc. and Counterdefendant Seth Ravin (collectively, “Rimini”) and Defendants and Counterclaimants Oracle America, Inc. and Oracle International Corp. (collectively, “Oracle”; all parties collectively, “Parties,” and any party, “Party”) jointly submit this Stipulation and [Proposed] Order.

WHEREAS, on January 17, 2017 Oracle filed its Third Amended Counterclaims as ECF Nos. 397 (redacted) and 399 (under seal).

WHEREAS, due to a scrivener's error, some of the copyright registration numbers listed on pages 36 and 37 of Oracle's Third Amended Counterclaims are incorrect.

WHEREAS, on May 2, 2017, Rimini filed its Third Amended Complaint as ECF Nos. 487 (redacted) and 489 (under seal).

WHEREAS, the same erroneous copyright registration numbers are listed in Rimini's Third Amended Complaint at pages 39 and 40

WHEREAS, the documents attached hereto correct these typographical errors by making the following changes:

- 1       1. The registration number for Oracle E-Business Suite 11.5.1 is TX 8-060-246.
- 2       2. The registration number for Oracle E-Business Suite 11.5.10 is TX 8-060-225.
- 3       3. The registration number for Oracle E-Business Suite 12.0.0 is TX 8-060-232.
- 4       4. The registration for Oracle E-Business Suite 12.1.1 is TX 8-060-249.
- 5       5. The registration for Oracle E-Business Suite 12.2.2 is TX 8-060-253.
- 6       6. The registration for Oracle E-Business Suite Financial 11.5.1 is TX 8-060-264.
- 7       7. The registration number for Oracle E-Business Suite Financial 11.5.10 is TX 8-060-259.
- 8       8. The registration number for Oracle E-Business Suite Financial 12.0.0 is TX 8-060-258.
- 9       9. The registration for Oracle E-Business Suite Financial 12.1.1 is TX 8-060-255.
- 10      10. The registration number for Oracle E-Business Suite Financial 12.2.2 is TX 8-060-269.
- 11      11. The registration number for Oracle E-Business Suite Human Capital Management 11.5.1 is TX 8-108-902.
- 12      12. The registration number for Oracle E-Business Suite Human Capital Management 11.5.10 is TX 8-108-914.
- 13      13. The registration number for Oracle E-Business Suite Human Capital Management 12.0.0 is TX 8-108-944.
- 14      14. The registration number for Oracle E-Business Suite Human Capital Management 12.1.1 is TX 8-108-891.
- 15      15. The registration number for Oracle E-Business Suite Human Capital Management 12.2.2 is TX 8-108-877.

24           WHEREAS, the Parties agree that the corrected version of Oracle's redacted Third  
25 Amended Counterclaims, attached hereto as Exhibit A, should replace, *nunc pro tunc*, the  
26 redacted version originally filed on January 17, 2017 as ECF No. 397, and that the corrected  
27 version of Oracle's sealed Third Amended Counterclaims, attached hereto and filed under seal as  
28

1 Exhibit B, should replace, *nunc pro tunc*, the version originally filed under seal on January 17,  
2 2017 as ECF No. 399.

3 WHEREAS, the Parties agree that the corrected version of Rimini's redacted Third  
4 Amended Complaint, attached hereto as Exhibit C, should replace, *nunc pro tunc*, the redacted  
5 version originally filed on May 2, 2017 as ECF No. 487, and that the corrected version of  
6 Rimini's sealed Third Amended Complaint, attached hereto and filed under seal as Exhibit D,  
7 should replace, *nunc pro tunc*, the version originally filed under seal on May 2, 2017 as ECF No.  
8 489.

9 WHEREAS, the Parties elect to treat all applicable denials, responses, and affirmative  
10 defenses raised in Rimini's Motion to Dismiss Oracle's Third Amended Counterclaims, filed on  
11 February 14, 2017 as ECF No. 409, and in Rimini's Answer to Oracle's Third Amended  
12 Counterclaims, filed on February 14, 2017 as ECF No. 410, as responsive to the Corrected Third  
13 Amended Counterclaims.

14 WHEREAS, the Parties elect to treat Oracle's Motion to Dismiss Rimini's Third  
15 Amended Complaint, filed on May 30, 2017 as ECF No. 505, as responsive to the Corrected  
16 Third Amended Complaint.

17 THEREFORE, the Parties stipulate and request that the Court instruct the Clerk to  
18 replace Oracle's redacted Third Amended Counterclaims as filed on January 17, 2017 as ECF  
19 No. 397 with the corrected redacted Third Amended Counterclaims attached hereto as Exhibit A,  
20 *nunc pro tunc*; to replace Oracle's Third Amended Counterclaims as filed under seal on January  
21 17, 2017 as ECF No. 399 with the corrected sealed Third Amended Counterclaims attached  
22 hereto and filed under seal as Exhibit B, *nunc pro tunc*; to replace Rimini's redacted Third  
23 Amended Complaint as filed on May 2, 2017 as ECF No. 487 with the corrected redacted Third  
24 Amended Complaint attached hereto as Exhibit C, *nunc pro tunc*; and to replace Rimini's sealed  
25 Third Amended Complaint as filed on May 2, 2017 as ECF No. 489 with the corrected sealed  
26 Third Amended Complaint attached hereto as Exhibit D, *nunc pro tunc*.

1 DATED: September 20, 2017

2 GIBSON, DUNN & CRUTCHER LLP

MORGAN, LEWIS & BOCKIUS LLP

5 By: \_\_\_\_\_  
6 Jeffrey T. Thomas  
Attorneys for Plaintiff and Counterdefendant  
7 Rimini Street, Inc. and Counterdefendant Seth  
Ravin

By: \_\_\_\_\_  
Thomas S. Hixson  
Attorney for Defendants and  
Counterclaimants Oracle America, Inc.  
and Oracle International Corporation

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UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

RIMINI STREET, INC., a Nevada corporation;  
Plaintiff.

ORACLE INTERNATIONAL CORPORATION,  
a California corporation, and ORACLE  
AMERICA, INC., a Delaware  
corporation

## Defendants.

ORACLE AMERICA, INC., a Delaware corporation; and ORACLE INTERNATIONAL CORPORATION, a California corporation,

#### **Counterclaimants,**

v.  
RIMINI STREET, INC., a Nevada corporation, *et al.*

### Counterdefendants.

## [PROPOSED] ORDER

**IT IS ORDERED** that Oracle's Corrected Redacted Third Amended Counterclaims, attached as Exhibit A to the Parties' Joint Stipulation of Corrected Document, **shall replace *nunc pro tunc*** the redacted document titled Oracle's Third Amended Counterclaims filed on January 17, 2017, ECF No. 397.

**IT IS FURTHER ORDERED** that Oracle's Corrected Third Amended Counterclaims, attached and filed under seal as Exhibit B to the Parties' Joint Stipulation of Corrected Document, **shall replace *nunc pro tunc*** the document titled Oracle's Third Amended Counterclaims filed under seal on January 17, 2017, ECF No. 399.

**IT IS FURTHER ORDERED** that Rimini's Corrected Redacted Third Amended Complaint, attached as Exhibit C to the Parties' Joint Stipulation of Corrected Document, **shall replace *nunc pro tunc*** the redacted document titled Rimini's Third Amended Complaint filed on May 2, 2017 as ECF No. 487.

**IT IS FURTHER ORDERED** that Rimini's Corrected Third Amended Complaint, attached and filed under seal as Exhibit D to the Parties' Joint Stipulation of Corrected

[PROPOSED] ORDER CORRECTING THE RECORD, *NUNC PRO TUNC*

1 Document, **shall replace *nunc pro tunc*** the document titled Rimini's Third Amended Complaint  
2 filed under seal on May 2, 2017 as ECF No. 489.

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4 **IT IS SO ORDERED:**

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7 Hon. Larry J. Hicks  
8 United States District Judge

9 Dated: \_\_\_\_\_, 2017

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## **ATTESTATION OF FILER**

The signatories to this document are Jeffrey T. Thomas and me, and I have obtained his concurrence to file this document on his behalf.

DATED: September 20, 2017

MORGAN, LEWIS & BOCKIUS LLP

By: \_\_\_\_\_  
Thomas S. Hixson  
Attorney for Defendants and  
Counterclaimants Oracle America, Inc.  
and Oracle International Corporation

**CERTIFICATE OF SERVICE**

I certify that on September 20, 2017, I electronically transmitted the foregoing:

**JOINT STIPULATION OF CORRECTED DOCUMENT AND [PROPOSED]  
*NUNC PRO TUNC* ORDER TO CORRECT THE RECORD**

**[PROPOSED] ORDER CORRECTING THE RECORD, *NUNC PRO TUNC***

to the Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to all counsel in this matter; all counsel are CM/ECF registrants.

**10 DATED:** September 20, 2017 **MORGAN, LEWIS & BOCKIUS LLP**

By: \_\_\_\_\_ Thomas S. Hixson  
Attorney for Defendants and  
Counterclaimants Oracle America, Inc.  
and Oracle International Corporation